IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 5TH JULY 2007 / 14TH ASHADHA 1929

WP(C).No. 9183 of 2005(R)

PETITIONER:

P.K.SAHAJA, K.K.HOUSE,
CHELORA, KAPPAD P.O., KANNUR.

BY ADV. SRI.P.M.PAREETH

RESPONDENTS:

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1. SPECIAL DEPUTY TAHSILDAR,
REVENUE RECOVERY, KANNUR.

2. VILLAGE OFFICER,
CHELORA, KANNUR.

*3. DISTRICT OFFICER,
KERALA MOTOR TRANSPORT WORKERS WELFARE FUND BOARD,
KANNUR.

*4. REGIONAL TRANSPORT OFFICER, KANNUR.

(IMPLEADED AS *ADDITIONAL RESPONDENTS 3 & 4 AS PER ORDER DATED 21/03/2005 IN IA NO. 4610/2005.)

BY ADV. SRI.PAULSON C.VARGHESE,SC,KMTWF BOARD
ADV. SHRI.P.N.SANTHOSH, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) No. 9183/2005

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE SEIZURE MAHAZAR DATED 15/03/2005 PREPARED by the 2ND RESPONDENT.

// TRUE COPY //

PA TO JUDGE.

jg

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 9183 of 2005

Dated, this the 5th day of July, 2007

J U D G M E N T

Since the petitioner is not challenging the demand towards motor vehicle tax and Motor Transport Workers Welfare Fund dues and since the only prayer in the W.P.(C) is for installment facility to clear the arrears, this W.P(C) is disposed of granting six equal monthly installments to the petitioner to clear the above arrears, first of which will be paid on or before 31/08/2007 and balance on or before last date of five succeeding months. Vehicle will be released on payment of first installment and balance liability will be endorsed in the RC book. There will be direction to the petitioner not to transfer or part with the possession of the vehicle until full arrears are cleared. If petitioner commits default, the vehicle should be surrendered back and release will be made only on clearing full arrears.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg